HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.9812 of 2006

Dated:26.09.2006

Between:

Annapureddy Chinna Vengala Reddy and another.

…Petitioner

and

The District Collector and others.

…Respondent

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.9812 of 2006

ORDER:

The first petitioner is allegedly the Ex-Chairman of Water Shed Committee and the second petitioner is Ex-Chairman of Vidya Committee of Duttalur Village and Mandal in Nellore District. This Writ Petition is filed seeking a writ of mandamus directing the respondents not to assign the land admeasuring Acs.2.50 cents in Survey Nos.945 and 958 as house site pattas and to use the land only for the development of the school.

It is the case of the petitioners that the existing Gram Panchayat School is constructed in Survey Nos.945 and 958 of Bhiravapalem and the Government sanctioned grants for development/construction of the building. Three additional rooms were constructed for opening Upper Primary classes. The remaining vacant land is being used as playground. However, some of the local leaders are making attempts to get the land assigned as house site pattas though there is a need for development of the school. Therefore, they filed the present Writ Petition.

No material is placed before this Court in support of the contention that the land in Survey Nos.945 and 958 in its entirety has been earmarked for the purpose of school building. In the absence of

such material it is not possible for this Court to prevent the respondents from utilizing the balance of land in Survey Nos.945 and 958 for other public purposes, namely, assignment of house site pattas. In this Writ Petition the petitioners have no such right to prevent the authorities from assigning house site pattas and they cannot be said to have any grievance.

The Writ Petition is accordingly, dismissed. No costs.

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(V.V.S.RAO, J)

26.09.2006
vs